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Patent  
Attorney Docket: 895,675-007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

NAIR et al.

Serial No.: 10/647,971

Filed: August 25, 2003

For: SYSTEM AND METHOD OF  
CHARACTERIZING VASCULAR  
TISSUE

**TRANSMITTAL LETTER**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a Power of Attorney By Assignee. Applicant requests that a copy of the enclosed Power be entered for the above-referenced patent.

**CERTIFICATE OF MAILING (37 C.F.R. §1.8)**

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

June 25, 2004

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IR1:1056095.1

*Cynthia B. Pacheco*

Cynthia B. Pacheco

Patent  
Attorney Docket: 895,675-007

The Commissioner is hereby authorized to charge any fees that may be required, or credit any overpayment to Deposit Account No. 50-2862.

Respectfully submitted,

O'MELVENY & MYERS LLP

Dated: 6/23/04

By: John Kappos  
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Patent  
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**POWER OF ATTORNEY**  
**By Assignee**

The Cleveland Clinic Foundation, assignee(s) of the application for United States Letters Patent for an improvement in

SYSTEM AND METHOD OF CHARACTERIZING VASCULAR TISSUE  
by Nair et al.

the specification of which:

is filed herewith, OR  
 was filed on August 25, 2003, having U.S. Patent Application Serial No. 10/647,971,

does hereby appoint as my attorneys and/or agents, with full power of substitution and revocation, to prosecute this application and transact all business in the United States Patent and Trademark Office, and in countries other than the United States, and to do all things necessary or appropriate therefor before any competent International Authorities in connection with any international patent application(s) corresponding to the above-identified application, all of the registered practitioners identified by Customer Number 34263:

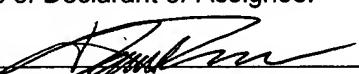
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Please send all correspondence to the attention of John Kappos, at the above Customer Number, and direct all telephone calls to (949) 737-2900.

I, the undersigned, declare that I have reviewed copies of the documentary evidence establishing chain of title to the patent application identified above from the inventor(s) to the assignee(s), which:

is filed for recordation herewith; or  
 was recorded at Reel \_\_\_\_, Frame \_\_\_\_; or  
 has been sent for recordation under separate cover, copy attached herewith.

To the best of the undersigned's knowledge and belief, title is in the assignee(s) identified above. Furthermore, the undersigned is empowered to sign this document on behalf of the assignee(s).

Full Name of Assignee: The Cleveland Clinic Foundation	
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Signature of Declarant or Assignee: 	Date: 10/16/03
Full Name of Declarant	
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